



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

April 17, 1991

Ms. Diana Orton
Municipal Court Clerk
City of Pflugerville
P.O. Box 679
Pflugerville, Texas 78660-0679

OR91-195

Dear Ms. Orton:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 11415.

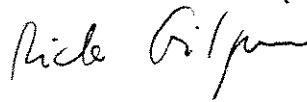
You indicate that you have received a request for the "daily docket records" maintained by the municipal court of the city of Pflugerville. The Open Records Act is applicable to every "governmental body" as defined in section 2(1) of the Act. Subsection 2(1)(G) provides: "the Judiciary is not included within this definition."

It cannot be gainsaid that the municipal court of the city of Pflugerville is a part of the "judiciary," and that the requested records are of the very essence of what constitutes "judicial records." As a result, the Open Records Act is not applicable to this request, and you have no obligation to make the requested records available under that statute. Since the city of Pflugerville is not an authorized requestor for an *attorney general opinion*, we do not here determine whether the records might be available to the requestor under statutory or common law.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with

a published open records decision. If you have questions about this ruling, please refer to OR91-195.

Yours very truly,



Rick Gilpin
Assistant Attorney General
Opinion Committee

RG/lb

Ref.: ID Nos. 11415, 11546

cc: Ms. Nelda Womack
Owner,
Panther Driving School
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